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FCC Mail Room

Federal Communications Commission

Washington, D.C. 20554

In the Matter of) WT Docket No. 11-7
GLENN A. BAXTER) FCC File No. 0002250244
Application to renew License for Amateur Radio) FRN 0013164975
Service Station K1MAN)

Eight copies were mailed this date CERTIFIED, number 7008 1300 0000 2089 5902, postage prepaid, to Marlene H. Dortch, Secretary, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554

Faxed this date to FCC Administrative Law Court number (202) 418-0195

E-mailed this date to Richard.Sippel@fcc.gov, Mary.Gosse@fcc.gov, Judy.Lancaster@fcc.gov,
Gary.Shonman@fcc.gov, DISTRIBUTION.

G. A. Baxter

REQUEST FOR PRODUCTION OF DOCUMENTS

MOTION TO COMPEL PRODUCTION OF DOCUMENTS

MOTION FOR APPOINTMENT OF A SPECIAL PROSECUTOR

1. K1MAN has never disrupted another radio signal except for legal incidental interference, such as often happens with the American Radio Relay League's amateur radio information bulletin station W1AW. However, stations such as FCC stooge, Brian Crow, K3VR, have frequently anticipated K1MAN information bulletins and have then intentionally and maliciously caused harmful interference to K1MAN in criminal violation of federal statutes. Notarized complaints by K1MAN and others about this have been filed with the FCC and the Department of Justice and, in all cases, these formal complaints have been totally ignored; this itself also being a criminal violation of federal statutes. See Exhibit 3 attached.

Your applicant requests copies of all the above referenced criminal complaints that are on file with the FCC.

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2. Your applicant requests copies of all other communications ever received by the Commission regarding the K1MAN Amateur Information Bulletin Service, which is the central issue regarding these proceedings.

3. Since the Commission has not previously complied with request (1) above, your Applicant moves the Court to issue an ORDER compelling the Commission to comply with the requests contained in the MOTION TO COMPEL.

4. Since a request for production of documents referenced in (1) above, was faxed to Administrative Law Court number (202) 418-0195 on June 29, 2012 at 1:20 P.M., courtesy E-mailed on June 29, 2012 to Richard.Sippel@fcc.gov, Mary.Gosse@fcc.gov, Judy.Lancaster@fcc.gov, Gary.Shonman@fcc.gov, with three copies mailed postage prepaid on June 29, 2012 to Marlene H. Dortch, Secretary, Federal Communications Commission, 445 12th Street, S.W., Washington, D.C. 20554 and yet is missing from the official FCC record in this case, your Applicant moves the Administrative Court to ORDER production of said request that is, in fact, nevertheless, in the possession of the FCC.

5. The Official FCC record at http://fjallfoss.fcc.gov/ecfs/comment_search/execute?proceeding=11-7&sortColumn=dateDisseminated&sortDirection=DESC on Friday morning, 27 July 2012, did not show the Administrative Court ORDER allegedly released on 17 July 2012 and allegedly mailed on 19 July 2012. But then, after Applicant's draft Motion, courtesy e-mailed on 27 July 2012 (See Exhibit 2 attached), said predated ORDER appeared in the official FCC record, as first noticed by your applicant at about 9:16 A.M. on 28 July 2012. The ORDER is invalid because it orders the Applicant to comply by 27 July 2012 which is the same day the order was actually posted in the official FCC record and the day BEFORE the your Applicant became aware of it.
6. The ORDER alleges that it was mailed to your Applicant along with a courtesy copy e-mail. Neither was received by your Applicant. This is consistent with the alleged ORDER failing to be posted in the official FCC record for over ten days.
7. Your Applicant will be calling Judy Lancaster, Mary Goss, Richard Sippel, and Riley Hollingsworth to testify at the hearing on this matter, said testimony regarding the irregularities described in (5) above as well as other matters regarding this case.
8. Your Applicant moves the Court to provide him with subpoenas for use with regard to (7) above in this case.

9. Your Applicant moves the Court to appoint a SPECIAL PROSECUTOR with regard to all the alleged felonies committed directly related to this case.

(signed) 

Glenn A. Baxter, P.E.

Dated: 31 July 2012

Exhibit 1

A F F I D A V I T

I, George F. Arsics, Jr., Amateur Radio Operator W2ZB, of Powder Springs, Georgia, hereby make the following to be my sworn affidavit:

Between 1988 and 1996 I was a FCC watch officer assigned to the monitoring station in Powder Springs, Georgia. I voluntarily resigned in 1996 when I could no longer tolerate the corruption and mismanagement in the Federal Communications Commission, CIB in particular.

From my personal experience, I declare the following facts. When we received Freedom of Information (hereafter referred to as "FOI") requests, I was normally told by supervisory personnel to "give them something which is of no use to them." In other words, I was directed by management to select items from the case folder which were of little or no use to the entity making the FOI request. Under no circumstances was I ever allowed to send the requesting entity information which placed the commission in a bad light or which would weaken the commission's case against the party making the FOI request. All FOI requests were normally routed through the Washington headquarters and not the field office. Stated another way, we did not send the FOI material directly to the requesting entity.

Regarding violation notices, if there was insufficient evidence to support the notice, I was directed by management personnel to "send it to them and let them deny it." It would seem, the intent was to intimidate and harass.

There was an unwritten rule never to cite law enforcement agencies or large organizations with legal staffs. I was never given a reason

why we did not cite law enforcement agencies, unless it was some sort of professional courtesy. This, of course, smacks of selective enforcement and inequitable enforcement of the commission's rules and regulations. In the case of large organizations, the fear was of going up against resident legal expertise and ending up embarrassing the commission. It was assumed that private citizens did not have access to the same legal resources that corporations did. Thus, private citizens, such as amateur radio operators, were more vulnerable to selective enforcement.

In regard to K1MAN (Glenn A. Baxter) activity, we received numerous telephone complaints and a few written complaints at Powder Springs

refer complainants to the Washington headquarters. If I recall, by late 1992 the number of complaints had dwindled to maybe one a quarter.

I saw the FCC and CIB from the inside for eight years, and it was NOT a pretty sight. Actually, for a career military person where duty, honor, and country came first, the FCC was a cesspool of corruption where only money and egos mattered.

I hereby swear to the above statements according to my own personal knowledge, information, and belief.

(signed)

George F. Arsics, Jr., W2ZB

Date

Sworn before me:

(notarized)

Notary Public

Exhibit 2

Glenn A. Baxter, P.E. to k1tp + 73 moreshow details

From Glenn A. Baxter, P.E. glennbaxterpe@aol.comhide details

To k1tp k1tp@arrl.net

Bcc Richard.Sippel Richard.Sippel@fcc.gov, Mary.Gosse Mary.Gosse@fcc.gov, Judy.Lancaster,
Gary.Shonman Gary.Shonman@fcc.gov, rholling rholling@fcc.gov

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Federal Communications Commission

Washington, D.C. 20554

In the Matter of)	WT Docket No. 1107
GLENN A. BAXTER)	FCC File No. 0002250244
Application to renew License for Amateur Radio)	FRN 0013164975
Service Station K1MAN)	

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Your applicant requests copies of all the above referenced criminal complaints that are on file with the FCC.

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(signed)

Glenn A. Baxter, P.E.

Dated: 27 July 2012

EXHIBIT 3

From the 1934 Communications Act:

Section 333:

No person shall willfully or maliciously interfere with or cause interference to any radiocommunications or any station licensed or authorized by or under this act or operated by the United States government.

Section 501:

Any person who willfully and knowingly does or causes or suffers to be done any act, matter or thing, in this Act prohibited or declared to be unlawful, or who willfully or knowingly omits or fails to do any act, matter or thing in this Act required to be done, or willfully or knowingly causes or suffers such omission or failure, shall, upon conviction thereof, be punished for such offense, for which no penalty (other than a forfeiture) is provided by this Act, by a fine of not more than \$10,000 or by imprisonment for a term not exceeding two years or both.